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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

JOHN P. EVPAK, an Individual,

Plaintiffs,

v.

STATE OF NEVADA DEPARTMENT OF
TAXATION, a political subdivision of the
State of Nevada,

Defendant.

Case No. 3:22-cv-00073-MMD-CLB

STIPULATION, REQUEST, AND
ORDER EXTENDING TIME TO
ANSWER OR OTHERWISE RESPOND
TO PLAINTIFF'S COMPLAINT

(SECOND REQUEST)

Defendant STATE OF NEVADA *ex rel.* its DEPARTMENT OF TAXATION (“Defendant” or “Taxation”) by and through its attorneys, AARON D. FORD, Attorney General for the State of Nevada, SCOTT H. HUSBANDS, Deputy Attorney General, pursuant to LR IA 6-1, LR IA 6-2, hereby submit their Stipulation, Request, and Order Extending Time to Answer or Otherwise Respond to Plaintiff’s Complaint. This is the second request for an extension of time to file an answer or otherwise respond to Plaintiff’s Complaint.

Plaintiff JOHN P. EVPAK (“Plaintiff” or “Mr. Evpak”), filed a Complaint (ECF No. 1) on February 7, 2022. Defendants were served the Complaint on February 16, 2022. The deadline for Defendants to answer or otherwise respond to the Complaint was March 8, 2022. Counsel met and conferred and agreed to extend that deadline to April 15, 2022. The Court

1 approved that stipulation and entered an order approving the stipulation. (ECF No. 7).
2 Taxation now seeks a second extension for that deadline based on a number of unexpected
3 deliverables due in other matters. Counsel met and conferred electronically during the week of
4 April 11 and are in agreement to extend the deadline for Taxation's responsive pleading to
5 Friday, May 6, 2022. Pursuant to LR IA 6-1, the parties were unable to submit this form of
6 Stipulation and Proposed Order prior to April 15, 2022 as a result of several planned absences
7 from work and an inability to fully access the Court's electronic filing application.

8 Due to defense counsel's pre-existing professional obligations, and the complexity of
9 Plaintiff's claims, Defendant needs additional time to prepare a responsive pleading or
10 otherwise respond by motion to Plaintiff's Complaint.

11 Upon agreement by and between all the parties, through their respective counsel, the
12 undersigned counsel request that this Court grant Defendant an extension of time, up to and
13 including, May 6, 2022, to file an answer or otherwise respond by motion to Plaintiff's
14 Complaint.

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1 By entering into this stipulation, none of the parties waive any rights they have under
2 statute, law, or rule with respect to Plaintiff's Complaint.

3 DATED: April 18, 2022

4 AARON D. FORD
5 Attorney General

HKM EMPLOYMENT ATTORNEYS, LLP

6 By: /s/ Scott H. Husbands

By: /s/ Jenny L. Foley

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Department of Taxation*

15 **ORDER**

16 IT IS SO ORDERED.

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18 UNITED STATES MAGISTRATE JUDGE

19 Dated: April 18, 2022